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Dated: August 3, 2005

Signature: _____

(James P. Zeller)

Docket No. 29617/PM421A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Christopher J. Stevens

Application No. 08/940,815

Confirmation No. 5323

Filed: September 30, 1997

Art Unit: 1734

For: CORRECTION TAPE DISPENSER

Examiner: M. C. Mayes

INFORMATION DISCLOSURE STATEMENT (IDS)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR §§ 1.56, 1.97, and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is submitted with a Request for Continued Examination and is therefore before the mailing date of a first action after the filing of an RCE (37 CFR § 1.97(b)(4)). This case has been allowed, but the issue fee has not yet been paid. Accordingly, the submission of this RCE and IDS is proper under 37 C.F.R. § 1.114(a)(1).

Applicant respectfully points out that Canadian Patent No. 2,091,996 ("Canada '996"), cited on the attached PTO/SB/08, indicates on its face that it was published on February 1, 1993. However, applicant pointed out to the Canadian Intellectual Property Office that this date was likely incorrect. The CIPO recognized its error and corrected the publication date in its on-line database, available at

<<http://strategis.gc.ca/sc_mrksv/cipo/welcome/welcom-e.html>>. A hard copy of the corrected on-line database report for Canada '996 is also cited on the PTO/SB/08 and included herein, and it indicates that the PCT application was published on February 18, 1993. The applicant expects to file a declaration shortly explaining the error of the CIPO and the efforts made by applicant's Canadian representative to correct the error.

A copy of each reference cited on the PTO/SB/08 is provided. Under 37 C.F.R. § 1.98(a)(3)(ii), and MPEP § 609 (III)(A)(3), concise explanations of the references not written in the English language are required. In fulfillment of this requirement, English language abstracts are provided for DE 4033590, EP 0386500, FR 2643351, JP 2-291360, and JP 3-128299. The abstract on the face of WO 90/14299 is in English.

Further, the undersigned provides the following concise explanations for the remaining non-English documents (all in Japanese), as he presently understands the documents. These Japanese publications have no English abstract. JP 63-56690 and JP 63-84998 seem to disclose correction tape dispensers with an applicator tip that is on a swivel. JP 2-142094 seems to disclose a correction tape dispenser with an applicator tip that is spring mounted. JP 2-146092 seems to disclose a correction tape dispenser including a pair of opposed rollers 10a and 10b intended to restrict the tape from twisting. JP 4-46070 and JP 4-46069 seem to disclose a correction tape dispenser with a side door to allow replacement of the tape cartridge. JP 4-126878 seems to disclose a correction tape dispenser that has an improved gear mechanism. All other documents listed on the attached Form SB/08 are either written in the English language or have an English language abstract.

In accordance with 37 CFR § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR § 1.56(a) exists. In accordance with 37 CFR § 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR § 1.98 and the examiner is respectfully requested to consider the listed references.

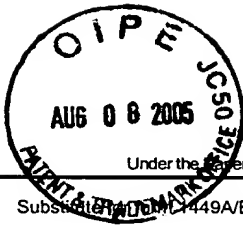
Any deficiency in the fees filed, asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) may be charged to our Deposit Account No. 13-2855, under Order No. 29617/PM421A. A duplicate of this paper is enclosed.

August 3, 2005

Respectfully submitted,

By 

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PTO/SB/08a/b (08-03)

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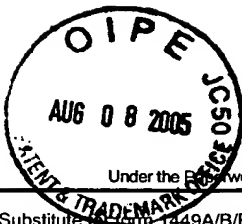
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	08/940,815-Conf. #5323
				Filing Date	September 30, 1997
				First Named Inventor	Christopher J. Stevens
				Art Unit	1734
				Examiner Name	M. C. Mayes
Sheet	1	of	2	Attorney Docket Number	29617/PM421A

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A	US-4,572,691	02-25-1986	Kirchhoff et al.	
	B	US-4,671,687	06-09-1987	Tamai	
	C	US-4,718,971	01-12-1988	Summers	
	D	US-5,303,759	04-19-1994	Czech	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	E	CA-2,091,996	02-01-1993	Tamai		
	F	CA-2,091,996 -- Taken from on-line patent database of CIPO	02-18-1993	Tamai		
	G	DE-40 33 590 A1	04-30-1992	Michael Grobbel		
	H	EP-0 386 500 A1	09-12-1990	Christoph Manusch		
	I	EP-0 427 870 A1	05-22-1991	Yoshio Matsuoka et al.		
	J	FR-2 643 351	08-24-1990	De Ruyter et al.		
	K	GB-1 434 006	04-28-1976	Brunton		
	L	JP-63-56690 (U)	04-15-1988	Mitsubishi Pencil Co.		
	M	JP-63-84998 (A)	04-15-1988	Mitsubishi Pencil Co.		
	N	JP-2-142094 (U)	11-30-1990	Fuji Chemical Paper Industries K.K.		
	O	JP-2-291360 (A)	12-03-1990	Harp et al.		
	P	JP-2-146092 (U)	12-11-1990	Fuji Chemical Paper Industries K.K.		
	Q	JP-3-128299 (A)	05-31-1991	Tamai		
	R	JP-4-46070 (U)	04-20-1992	Fuji Chemical Paper Industries K.K. et al.		
	S	JP-4-46069 (U)	04-20-1992	Fuji Chemical Paper Industries K.K. et al.		
	T	JP-4-126878 (U)	11-18-1992	General K.K. et al.		
	U	WO 90/14299	11-29-1990	Murasaki		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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				Art Unit	1734
				Examiner Name	M. C. Mayes
				Attorney Docket Number	29617/PM421A
Sheet	2	of	2		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	V	Stevens v. Tamai, 366 F.3d 1325 (Fed. Cir. 2004)	
	W	Decision of EPO's Technical Board of Appeal 3.2.5 of June 24, 2003, regarding Case Number T 0329/01 - 3.2.5.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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